

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

DAVID SAMBRANO, individually and on	§	
behalf of all others similarly situated, <i>et al.</i> ,	§	
	§	
Plaintiffs,	§	
	§	Civil Action No. 4:21-01074-P
v.	§	
	§	
UNITED AIRLINES, INC.,	§	
	§	
Defendant.	§	
	§	
	§	

**UNITED AIRLINES, INC.’S WITNESS AND EXHIBIT LIST FOR  
OCTOBER 8, 2021 PRELIMINARY INJUNCTION HEARING**

United Airlines, Inc. (“United”), by and through its undersigned counsel, hereby submits its Witness and Exhibit List for the hearing to be held on October 8, 2021, at 9:00 a.m. (the “Hearing”) as follows:

**WITNESSES**

United may call the following witnesses at the Hearing:

1. Dr. Shane Crotty – La Jolla Institute for Immunology (LJI), Professor, Center for Infectious Disease and Vaccine Research
2. Sasha Johnson – United, Vice President Corporate Safety
3. Kirk Limacher – United, Vice President Human Resource Services
4. Steven Lukasik – United, Flight Attendant
5. Captain Stephen Lynch – United, Pilot
6. Craig Robbins – United, Premium Services Representative



**EXHIBIT LIST**

United reserves the right to introduce into evidence the following exhibits at the Hearing:

<b>Exhibit No.</b>	<b>Exhibit</b>
1	United's COVID-19 Vaccination Policy dated Aug. 5, 2021
2	United's COVID-19 Vaccination Policy dated Aug. 23, 2021
3	Face Covering / Mask Policy dated Aug. 18, 2021
4	Demonstrative Chart of Accommodation Requests
5	Spreadsheet of United Employees Who Received Remote Work as Accommodation as of Oct. 1, 2021
6	Chart of United Costs Related to COVID-19 Insurance Claims
7	Email Sent to Employees Requesting a Reasonable Accommodation dated Sept. 9, 2021
8	Explanation of Medical Accommodations, Available on Help Hub
9	Explanation of Religious Accommodations, Available on Help Hub
10	Pilot Bulletin No. 21-273 Regarding "Face Mask Requirements and Eye Protection Guidance" Effective Sept. 30 – Dec. 31, 2021
11	SRA Regarding Usage of Facemasks
12	Employee Vaccine Postcard dated Aug. 30, 2021
13	OSHA Complaint No. 1818391
14	Expert Report of Dr. Carlos Del Rio dated Oct. 5, 2021
15	CV of Professor Shane Crotty dated Oct. 2, 2021
16	Declaration of Shane Crotty <sup>1</sup>
17	Declaration of Kirk Limacher
18	Supplemental Declaration of Kirk Limacher
19	David Sambrano Flight Schedules, Jan. 1, 2018-present
20	Genise Kincannon Flight Schedules, Jan. 1, 2018-present
21	Seth Turnbough Flight Schedules, Jan 1, 2016-present
22	Seth Turnbough Sept. 2021 Pay Register
23	David Lockwood Vaccination Card dated Sept. 2, 2021
24	Letter to Employees on Leaves of Absence
25	Letter to Employees on Leaves of Absence FA&Pilot
26	Reasonable Accommodations Notifications Language as of Sept. 26, 2021
27	Reasonable Accommodations Vaccine Notifications
28	<i>Basics of COVID-19</i> , Centers for Disease Control and Prevention (May 24, 2021), <a href="https://www.cdc.gov/coronavirus/2019-ncov/your-health/about-covid-19/basics-covid-19.html">https://www.cdc.gov/coronavirus/2019-ncov/your-health/about-covid-19/basics-covid-19.html</a>
29	<i>Delta Variant: What We Know About the Science</i> , Centers for Disease Control and Prevention (Aug. 26, 2021), <a href="https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html">https://www.cdc.gov/coronavirus/2019-ncov/variants/delta-variant.html</a>

<sup>1</sup> United reserves the right to object to use of declarations in lieu of live testimony from available witnesses.



Exhibit No.	Exhibit
30	<i>Reduced Risk of Reinfection with SARS-CoV-2 After COVID-19 Vaccination — Kentucky, May–June 2021</i> , Centers for Disease Control and Prevention (Aug. 13, 2021), at <a href="https://www.cdc.gov/mmwr/volumes/70/wr/mm7032e1.htm">https://www.cdc.gov/mmwr/volumes/70/wr/mm7032e1.htm</a>
31	<i>SARS-CoV-2 Infections and Hospitalizations Among Persons Aged ≥16 Years, by Vaccination Status — Los Angeles County, California, May 1–July 25, 2021</i> , Centers for Disease Control and Prevention (Aug. 27, 2021), at <a href="https://www.cdc.gov/mmwr/volumes/70/wr/mm7034e5.htm">https://www.cdc.gov/mmwr/volumes/70/wr/mm7034e5.htm</a>
32	<i>Transcript of March 27, 2020 Outreach Webinar</i> , U.S. Equal Employment Opportunity Commission (Mar. 27, 2020), at <a href="https://www.eeoc.gov/transcript-march-27-2020-outreach-webinar#q1">https://www.eeoc.gov/transcript-march-27-2020-outreach-webinar#q1</a>

### **RESERVATION OF RIGHTS**

To the extent permitted by the Court’s Order, United reserves (a) the right to amend and/or supplement this Witness and Exhibit List at any time prior to the Hearing and (b) the right to use additional exhibits for purposes of rebuttal or impeachment and to further supplement the foregoing Witness and Exhibit List as appropriate. United also reserves the right to rely upon and use as evidence (a) exhibits included on the exhibit lists of any other parties in interest and (b) any pleading or other document filed with the Court in the above-captioned matter.

Dated: October 6, 2021

Respectfully submitted,

/s/ Jordan M. Matthews

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**ATTORNEYS FOR DEFENDANT  
UNITED AIRLINES, INC.**



**CERTIFICATE OF SERVICE**

I certify that on October 6, 2021, the foregoing was filed using the U.S. District Court for the Northern District of Texas's CM/ECF system, which will send a notice of electronic filing to all participating counsel of record.

/s/ Jordan M. Matthews

Jordan M. Matthews